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May 22, 2003

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Ms. Markene Dortch Office of the Secretary Federal Communications Commission 445 Twelfth Street, S.W. 12th Street Lobby - TW - A325 Washington, D.C. 20554 MAY 2 2 2003

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Re: Petition for Rule Making Boerne, Texas

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of a Petition for Rule Making to add Channel 291A at Boerne, Texas.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

Dallas, Texas /5205 (214) 520-7077 Tele

(214) 443-9308 Fax

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Before the Federal Communications Commission ECEIVED Washington, D.C. 20554

MAY 2 2 2003

In the Matter of)		PEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY
Amendment of 73.202 (b))	MB Docket No	
Table of Allotments)		
FM Broadcast Stations)		
(Boerne, Texas)		
Francisco Chi-f		
To: John Karousos, Chief		
Allocations Branch		
Mass Media Bureau		

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 291A at Boerne, Texas.

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 291A to Boerne, Texas as that community's first local transmission service. Boerne, Texas is an incorporated community of 6,178 people. Boerne, Texas has its own mayor, Patrick Heath, its own post office, its own fire department, its own police department, its own school system, its own city offices and a number of local churches. The proposed channel 291A will provide additional diversity and an outlet for local self-expression to Boerne residents and therefore is in the public interest.

In order for Channel 291A to be allotted at Boerne, Texas, three vacant allotments will need to be replaced with equal channels while still providing for complete city grade coverage over their city of license. Additionally, three stations will need to be reclassified from C's to CO's, they are: KCJZ/ Terrell Hills, TX (See, Attachment A, Request to Reclassify statement), KCYY/ San Antonio, TX (See, Attachment B, Request to Reclassify statement) and

¹ According to the 2002/2003 Texas Almanac.

KEYI/ San Marcos, TX (See, Attachment C, Request to Reclassify statement).

The proposed changes are as follows:

	Current	Proposed
Boerne, TX		291A
Kerrville, TX	291A	243C3
Ingram, TX	243A	260A
Hunt, TX	260A	279A
Terrell Hills, TX (KCJZ)	294C	294C0
San Antonio, TX (KCYY)	262C	262C0
San Marcus, TX (KEYI)	278C	278C0

Attached hereto is a channel study confirming that Channel 291A can be allocated to Boerne, Texas consistent with the FCC's FM separation rules provided the necessary changes are made at Kerrville, Texas and Terrell Hills, Texas. (See, Attachment D) See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992)

Reference coordinates for Channel 291A at Boerne, Texas are:

29 54 00 N 98 47 21 W

In order for Channel 291A to be allotted at Boerne, Texas, the vacant allotment for Channel 291A at Kerrville, Texas must be replaced by Channel 243C3. Attached hereto is a channel study confirming that Channel 243C3 can be allocated to Kerrville, Texas consistent with the FCC's FM separation rules. (See, Attachment E) Also note, the proposed allotment to add channel 243C2 at Lago Vista, Texas was dismissed by Report & Order released May 8, 2003. (See, Attachment F)

Reference coordinates for Channel 243C3 at Kerrville, Texas are:

30 03 33 N 99 15 46 W

In order for Channel 243C3 to move to Kerrville, Texas, the vacant allotment for Channel 243A at Ingram, Texas must be replaced by Channel 260A. Attached hereto is

a channel study confirming that Channel 260A can be allotted to Ingram, Texas consistent with the FCC's FM separation rules provided Channel 262C at San Antonio is reclassified from a C to a CO. (See, Attachment G).

Reference coordinates for Channel 260A at Ingram, Texas are:

30 06 03 N 99 17 14 W

In order for Channel 260A to move to Ingram, Texas, the vacant allotment for Channel 260A at Hunt, Texas must be replaced by Channel 279A. Attached hereto is a channel study confirming that Channel 279A can be allotted to Hunt, Texas consistent with the FCC's FM separation rules provided Channel 278C at San Marcos is reclassified from a C to a CO. (See, Attachment H)

Reference coordinates for Channel 279A at Hunt, Texas are:

30 05 04 N 99 28 43 W

Should this petition be granted and Channel 291A be allotted to Boerne, Texas, Petitioner will apply for Channel 291A, and after it is authorized, will promptly construct the new facility. Additionally, should this petition be granted and channel 243C3 is allotted to Kerrville, channel 260A allotted to Ingram and channel 279A is allotted to Hunt, Petitioner will apply for these channels and after they are authorized, will promptly construct the new facilities.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

(214) 520-7077 Tele (214) 443-9308 Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

May 22, 2003

Attachment A

(Request to Reclassify Station KCJZ(FM), Terrell Hills, Texas)

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

Petition for Rule Making FM Channel 291A Boerne, Texas May 21, 2003

Attachment A

Request to Reclassify
Station KCJZ(FM), Terrell Hills, Texas
Pursuant to MM Docket 98-93

Radio Station KCJZ(FM), Terrell Hills, Texas is licensed to CXR Holdings, Inc., 3993 Howard Hughes Parkway, Suite 250, Las Vegas, NV 89109, (Facility ID 70357), FCC File No. BLH 19850508KY. The facility operates with a power of 100 kilowatts with center of radiation 310 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KCJZ(FM) be modified to specify operation on FM Channel 294C0 instead of on FM Channel 294C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 291A at Boerne, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KCJZ(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Boerne, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on CXR Holdings, Inc. as is required in the above Docket.

Attachment B

(Request to Reclassify Station KCYY(FM), San Antonio, Texas)

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

Petition for Rule Making FM Channel 291A Boerne, Texas May 21, 2003

Attachment B

Request to Reclassify
Station KCYY(FM), San Antonio, Texas
Pursuant to MM Docket 98-93

Radio Station KCYY(FM), San Antonio, Texas is licensed to CXR Holdings, Inc., 3993 Howard Hughes Parkway, Suite 250, Las Vegas, NV 89109, (Facility ID 48718), FCC File No. BMLH 20001010ACO. The facility operates with a power of 100 kilowatts with center of radiation 300 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KCYY(FM) be modified to specify operation on FM Channel 262C0 instead of on FM Channel 262C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 291A at Boerne, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KCYY(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Boerne, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on CXR Holdings, Inc. as is required in the above Docket.

Attachment C

(Request to Reclassify Station KEYI(FM), San Marcos, Texas)

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

Petition for Rule Making FM Channel 291A Boerne, Texas May 21, 2003

Attachment C

Request to Reclassify
Station KEYI(FM), San Marcos, Texas
Pursuant to MM Docket 98-93

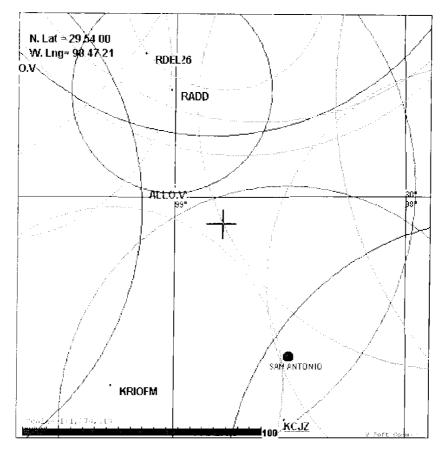
Radio Station KEYI(FM), San Marcos, Texas is licensed to Sinclair Telecable, Inc., 8309 North 1H 35, Austin, TX 78753, (Facility ID 41213), FCC File No. BLH 19880113KA. The facility operates with a power of 100 kilowatts with center of radiation 383 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KEYI(FM) be modified to specify operation on FM Channel 278C0 instead of on FM Channel 278C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 291A at Boerne, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KEYI(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Boerne, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on Sinclair Telecable, Inc. as is required in the above Docket.

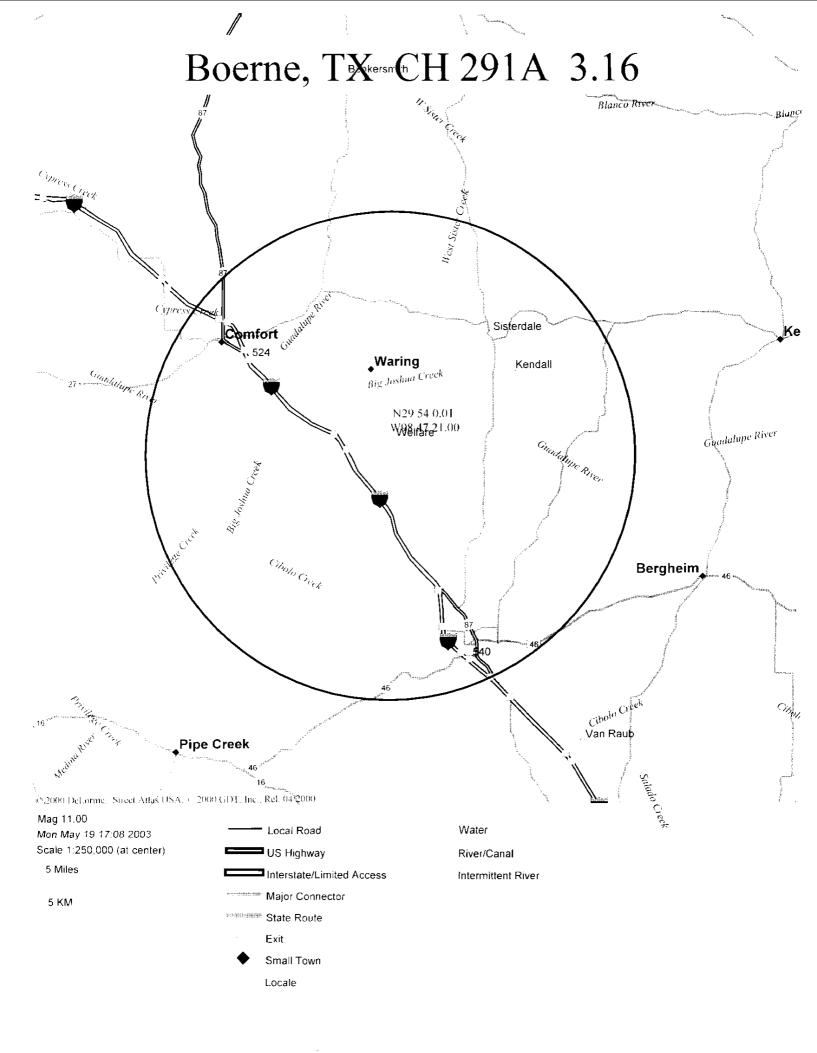
Attachment D

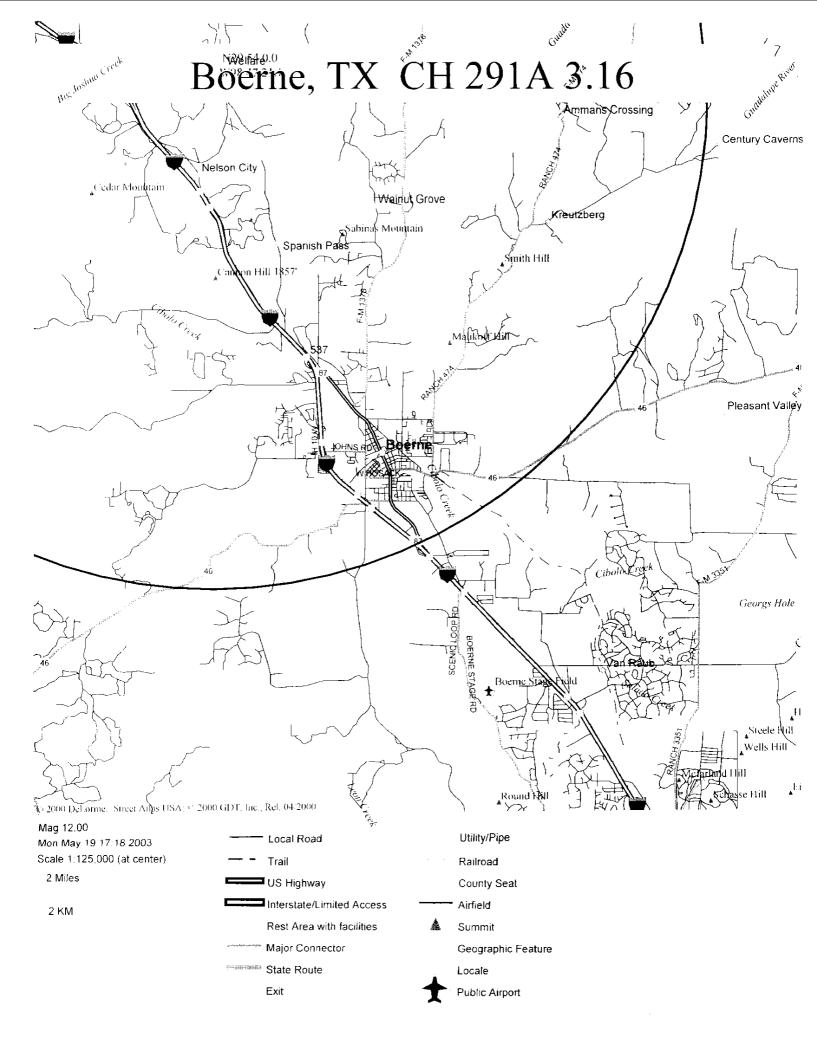
(Channel study for Channel 291A at Boerne)

FM PROSPERS LOCATE STUDY CH 291 A 106.1 MHz Study



	Call	CH#	Туре	Location		D-KM	Azi	FCC	Margin
	ALLO.V	291A	VAC	Kerrville	TX	37 . 79	292.9	115.0	-77.21
	KCJZ	294C*	LIC	Terrell Hills	TX	83.72	161.4	95.0	-11.28
	KEMK	290C2	LIC N	Round Rock	TX	106.29	63.5	106.0	0.29
	KRIOFM	290A	LIC	Hondo	TX	79.85	215.5	72.0	7.85
	RADD	289C3	ADD	Fredericksburg	TX	58.99	338.2	42.0	16.99
	KQQT	292C3	LIC	Gonzales	TX	110.02	102.1	89.0	21.02
	960826	289C2	CP	Mason	ΤX	76.97	334.9	55.0	21.97
	RDEL	289C2	DEL	Mason	TX	76.97	334.9	55.0	21.97
	RDEL	291A	DEL	San Saba	TX	143.24	2.8	115.0	28.24
	KBALEM	291A	LIC	San Saba	TX	143.24	2.8	115.0	28.24
	RADD	291A	ADD	Rocksprings	ΤX	149.26	272.6	115.0	34.26
-	RADD	291A	ADD	Richland Springs	ΤX	151.17	358.3	115.0	36.17
	KBALFA	291A	APP-Z	San Saba	TX	157.55	5.3	115.0	42.55
i	ALLO.V	292A	VAC	Junction	TΧ	114.97	305.0	72.0	42.97
	RADD	291A	ADD	Yorktown	TX	161.45	134.0	115.0	46.45
1	KTTX	291C2	LIC-Z	Brenham	TX	219.38	75.8	166.0	53.38
ļ	ŒXX.C	2193C3	CP	Llano	ΤX	96.72	0.0	42.0	54.72
F	KMDX	291C2	TTC N	San Angelo	ΤX	240.98	315.5	166.0	74.98

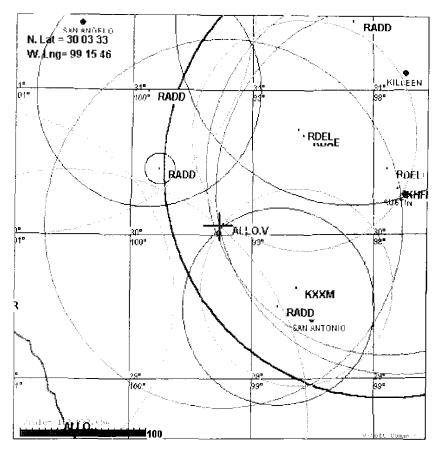




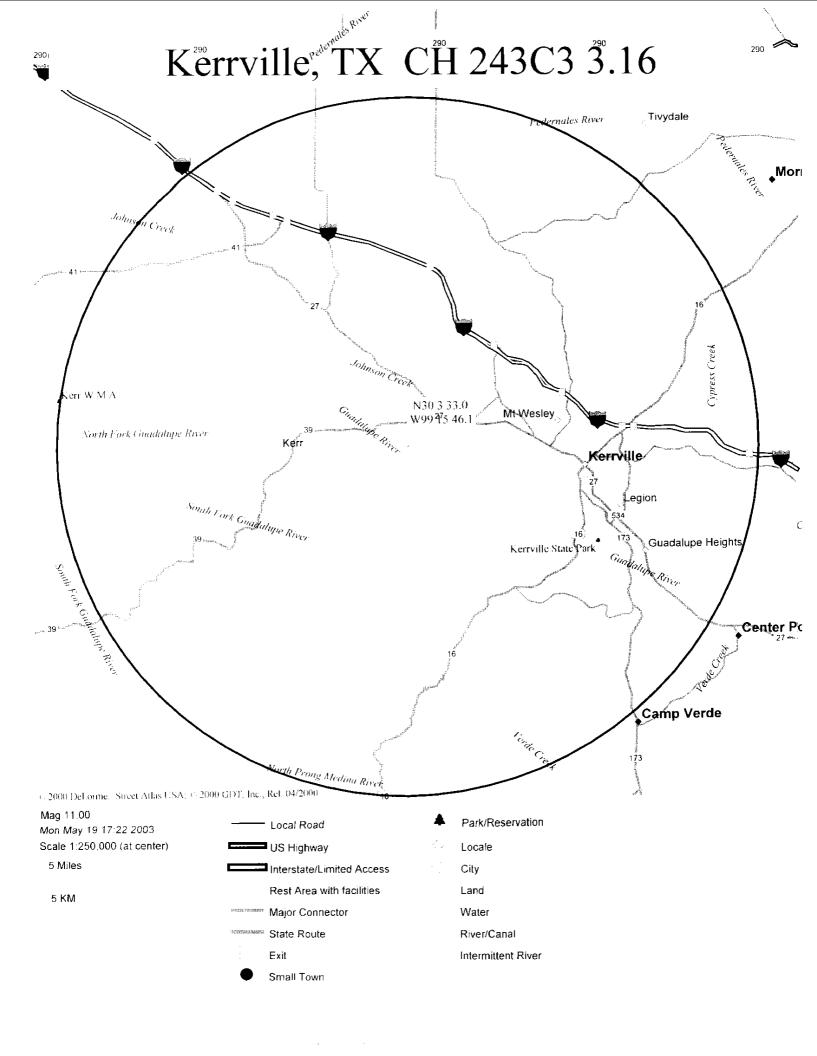
Attachment E

(Channel study for Channel 243C3 at Kerrville, Texas)

 ${\rm EM\ PROSP^{CM}\ LOCATE\ STUDY\ CH\ 243\ C3\ 96.5\ MHz}$ Study



Call	CH#	Туре	Location		D-KM	Azi	FCC	Margin
RDEL	243A	DEL	lngram	TX	3.20	56.6	142.0	-138.80
ALLO.V	243A	VAC	Ingram	ΤX	3.20	56.6	142.0	-138.80
RADD	243C2	ADD	Tago Vista	TX	139.74	71.3	177.0	-37.26
RADD	243C2	ADD	Lago Vista	TX	139.74	71.3	177.0	-37.26
RDEL	244Cl	DEL	Georgetown	TX	139.74	71.3	144.0	-4.26
RDEL	244C1	DEL	Georgetown	TX	143.78	77.9	144.0	-0.22
KHFIFM	244C1	LIC	Georgetown	TX	143.78	77.9	144.0	-0.22
ALLO.	244C		Piedras Negras	CI	193.15	219.3	193.0	0.15
KXXM	241C1	LIC	San Antonio	TX	77.21	127.7	76.0	1.21
RADD	245C1	ADD	San Antonio	TX	77.68	142.9	76.0	1.68
KBAE	242A	LIC-Z	Llano	TX	96.23	43.4	89.0	7.23
RDEL	242A	DEL	Llano	TX	96.98	39.9	89.0	7.98
RADD	242A	ADD	Menard	TX	119.05	331.1	89.0	30.05
KTDR	242C1	LIC	Del Rio	ΤX	188.78	252.6	144.0	44.78
RADD	243A	ADD	Evant	TX	190.08	33.5	142.0	48.08
KCSE	243C2	LIC	Sterling City	TX	228.15	319.0	177.0	51.15
KCSE.C	243C2	CP	Sterling City	ΤX	228.15	319.0	177.0	51.15
RADD	297A	ADD	Junction	TΧ	65.72	312.5	12.0	53.72



Attachment F

(Report & Order for MM docket No. 00-148)

Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)	
)	
Amendment of Section 73.202(b),)	
Table of Allotments,)	MM Docket No. 00-148
FM Broadcast Stations.)	RM-9939
(Quanah, Archer City, Converse, Flatonia,)	RM-10198
Georgetown, Ingram, Keller, Knox City,)	
Lakeway, Lago Vista, Llano, McQueeney,)	•
Nolanville, San Antonio, Seymour, Waco and)	
Wellington, Texas, and Ardmore, Durant,)	
Elk City, Healdton, Lawton and Purcell,		
Oklahoma.)		

REPORT AND ORDER

(Proceeding Terminated)

Released: May 8, 2003 Adopted: May 7, 2003

By the Chief, Audio Division:

1. The Audio Division has before it a Notice of Proposed Rule Making in the captioned proceeding.1 Nation Wide Radio Stations filed Comments and Reply Comments. First Broadcasting Company, L.P., Rawhide Radio, L.L.C., Next Media Licensing, Inc., Capstar TX Limited Partnership and Clear Channel Broadcast Licenses, Inc. ("Joint Parties") filed a Counterproposal and Reply Comments. Fritz Broadcasting Co., Inc. and M&M Broadcasters, Ltd. filed Joint Reply Comments. Elgin FM Limited Partnership and Charles Crawford ("Elgin-Crawford") jointly filed Reply Comments and Maurice Salsa filed Reply Comments.² For the reasons discussed below, we are dismissing both the initial proposal for Channel 233C3 at Quanah, Texas, and the Counterproposal.

Background

2. At the request of Nation Wide Radio Stations, the Notice in this proceeding proposed the allotment of Channel 233C3 to Quanah, Texas.³ In response to the Notice, the Joint Parties filed a Counterproposal involving twenty-two communities in Texas and Oklahoma. In one aspect of this Counterproposal, the Joint Parties propose the substitution of Channel 248C for Channel 248C2 at Durant, Oklahoma, reallotment of Channel 248C to Keller, Texas, and modification of the Station KLAK license to specify operation on Channel 248C at Keller, Texas. In order to accommodate this allotment,

¹¹⁵ FCC Red 15809 (MM Bur, 2000).

² In this proceeding, Texas Grace Communications, Elgin FM Limited Partnership, Charles Crawford, Maurice Salsa, M&M Broadcasters, AM&FM Broadcasters and the Joint Parties have filed additional pleadings. In view of our action dismissing the Joint Parties Counterproposal, it will not be necessary to discuss these pleadings in the context of this Report and Order terminating this proceeding.

³ Nation Wide Radio Stations has withdrawn its expression of interest in this allotment. In accordance with Section 1.420(j) of the Rules, Nationwide Radio Stations states that neither it nor any of its principals have been paid or promised any consideration for the withdrawal of its expression of interest in the Quanah allotment.

the Joint Parties propose three channel substitutions. Included among those substitutions was the substitution of Channel 230Cl for Channel 248Cl at Archer City, Texas, and the modification of the Station KRZB permit to specify operation on Channel 230Cl. On the basis of our own engineering review, Joint Reply Comments filed by Fritz Broadcasting Co., Inc. and M&M Broadcasters, Ltd., and Reply Comments filed by Maurice Salsa, the proposed transmitter site (33-36-58 and 98-51-42) for the Channel 230Cl allotment at Archer City is short-spaced to a prior-filed application filed by AM & FM Broadcasters, LLC, licensee of Station KICM, Channel 229C2, Krum, Texas, to upgrade to Channel 229Cl (File No. BMPH-20000725AAZ) (the "KICM Class C1 Application").

3. Counterproposals that are in conflict with a previously filed application can be considered if the counterproposal is amended to remove the conflict within 15 days from the date the counterproposal appears on public notice. The Note also requires a counterproponent to show that it could not have known by exercising due diligence of the pending conflicting FM application. The Joint Parties and AM & FM Broadcasters submitted Reply Comments addressing this issue. Under the agreement, AM & FM Broadcasters agrees to file an application to downgrade Station KICM to Channel 229C2 in the event its application is granted and the Counterproposal is adopted. Pursuant to the agreement, the Joint Parties would "compensate" AM & FM Broadcasters for the downgrade of Station KICM. On August 20, 2001, the staff granted the KICM Class C1 Application.

Discussion

- 4. We dismiss the Counterproposal because the proposed Archer City Channel 230C1 allotment is short-spaced to the KICM Class C1 construction permit. The Joint Parties have not shown that they could not have known about the then-conflicting KICM Application. Nor have the Joint Parties sought to amend their Counterproposal to protect the proposed Archer City Channel 230C1 allotment.
- 5. The Commission does not entertain a short-spaced allotment that is contingent on the grant of another application. This is precisely what the Joint Parties seek. The Archer City allotment is short-spaced to the KICM construction permit and contingent on the staff granting future applications by AM & FM Broadcasters for both a Class C2 construction permit and license. We reject Joint Parties argument that its downgrade proposal complies with the contingent application procedures set forth in Section 73.3517(e) of the Commission's Rules. Section 73.3517(e) permits the simultaneous acceptance of contingent minor change applications. It does not authorize the filing of contingent rulemaking petitions. Accordingly, the Counterproposal must be dismissed.

Alternative Proposals

6. The Joint Parties filed an alternative twelve-allotment proposal in anticipation of a staff determination that the Channel 230C1 Archer City allotment is impermissibly short-spaced to the KICM permit. We reject this alternative. A counterproposal must conflict with the proposal set forth in the *Notice*. In this instance, none of these proposals conflict with Nation Wide Radio Station's initial proposal for a Channel 233C3 allotment at Quanah. As such, we will not bifurcate the Counterproposal or otherwise consider any of these proposals in the context of this proceeding.

⁴ See Note to Section 73.208 of the Rules; see also Conflicts Between Applications and Petitions for Rule Makingto Amend the FM Table of Allotments, 8 FCC Rcd 4743 (1993).

⁵ See Oxford and New Albany, Mississippi, 3 FCC Rcd 615 (MM Bur. 1988), recon. 3 FCC Rcd 6626 (MM Bur. 1988); see also Cut and Shoot, Texas, 11 FCC Rcd 16383 (MM Bur. 1996).

⁶ See Implementation of BC Docket No. 80-90 to Increase the Availability of FM Broadcast Assignments, 5 FCC Rcd 931, n. 5 (1990).

⁷ See also Broken Arrow and Bixby, Oklahoma, Coffeyville, Kansas, 3 FCC Rcd 6507 (MM Bur. 1988).

- 7. In the event that its Counterproposal can not be favorably entertained, the Joint Parties advance two alternative proposals. The staff no longer entertains alternative proposals set forth in counterproposals. In any event, each of these alternatives fails to comply with our rules and procedures. The first proposal involves the proposal to reallot Channel 248C to Keller, Texas, and modify the Station KLAK license to specify operation on Channel 248C at Keller. A Channel 248C allotment at Keller requires the substitution of Channel 230C1 at Archer City, and thus, cannot be considered. The second alternative only proposes the substitution of Channel 247C1 for Channel 248C at Waco, Texas, reallotment of Channel 247C1 to Lakeway, Texas, and modification of the Station KWTX license to specify operation on Channel 247C1 at Lakeway. The Joint Parties also proposed related channel substitutions necessary to accommodate this reallotment. However, none of these proposed channel substitutions conflict with the underlying Channel 233C3 allotment at Quanah, Texas, proposed in the Notice.
- 8. Accordingly, IT IS ORDERED, That the aforementioned proposal filed by Nation Wide Radio Stations for a Channel 233C3 allotment at Quanah, Texas, IS DISMISSED.
- 9. IT IS FURTHER OREDERED, That the aforementioned Counterproposal filed by the Joint Parties IS DISMISSED.
 - 10. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.
- 11. For further information concerning this proceeding, contact Robert Hayne, Media Bureau, (202) 418-2177.

FEDERAL COMMUNICATIONS COMMISSION

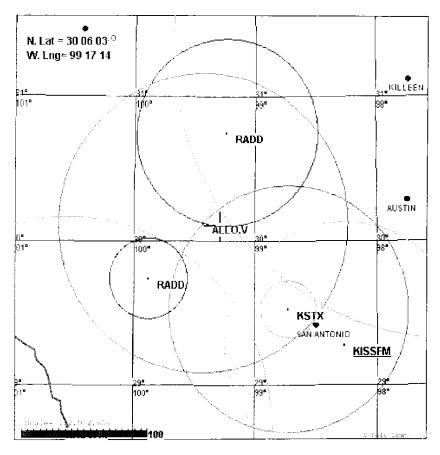
Peter H. Doyle Chief, Audio Division Media Bureau

⁸ See Winslow, Camp Verde, Mayer and Sun City West, Arizona, 16 FCC Rcd 9551 (MM Bur. 2001).

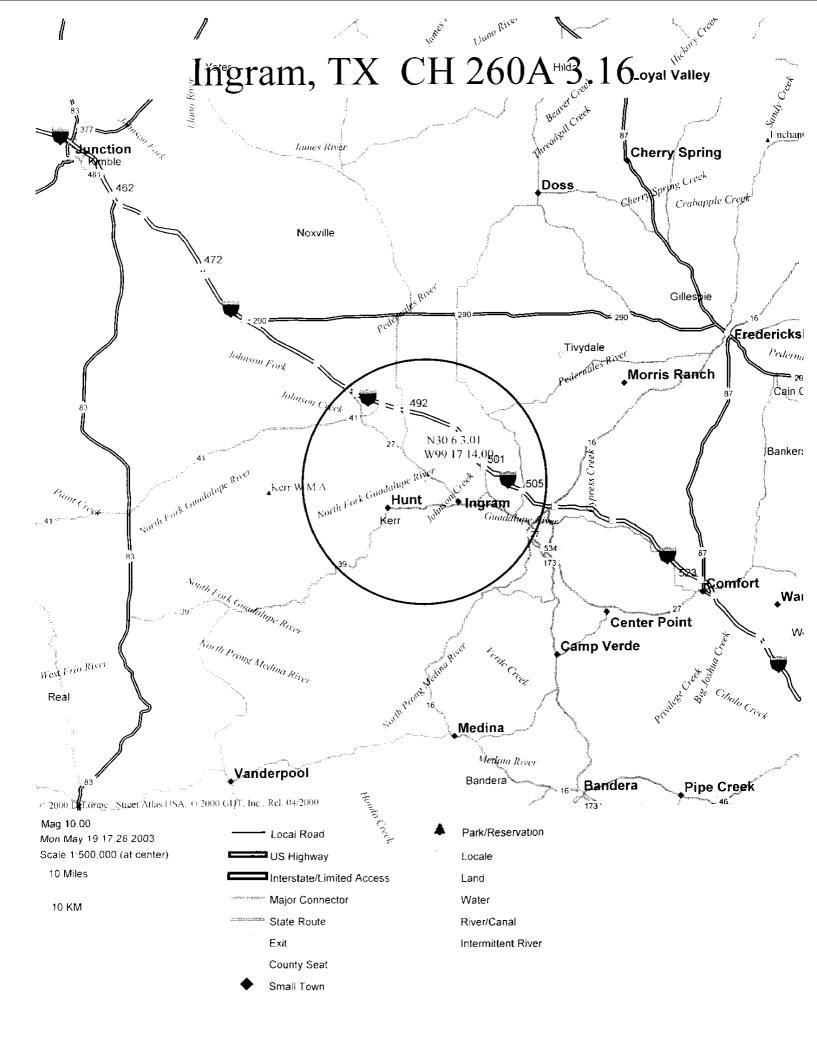
Attachment G

(Channel study for Channel 260A at Ingram, Texas)

FM PROSP $^{\text{CM}}$ LOCATE STUDY CH 260 A 99.9 MHz Study



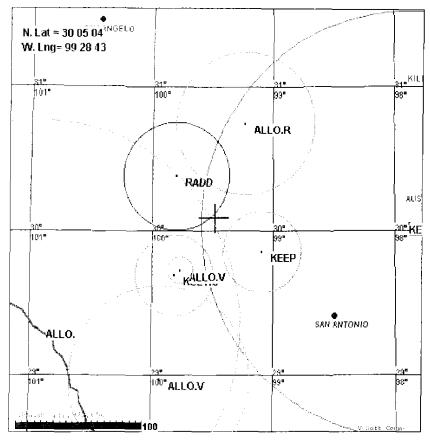
Call	CH#	Туре	Location		D-KM	Azi	FCC	Margin
ALLO.V KCYY		VAC LIC	Hunt San Antonio	 ТХ ТХ	13.72 84.04	279.8 139.6	115.0 95.0	-101.28 -10.96
RADD	259A	ADD	Mason	TX	72.15	4.1	72.0	0.15
WACOFM	260C	LIC N	Waco	TX	233.78	53.5	226.0	7.78
ALLO.	260B		Piedras Negras	CI	196.84	218.0	163.0	33.84
XHSGFM	260B	OPE	Piedras Negras	CI	196.84	218.0	163.0	33.84
RADD	257A	ADD	Leakey		69.35	235.3	31.0	38.35
KISSEM	258C*	LIC	San Antonio	TX	134.85	132.7	95.0	39.85
KSTX	206C1	LIC	San Antonio	TX	84.04	139.6	22.0	62.04



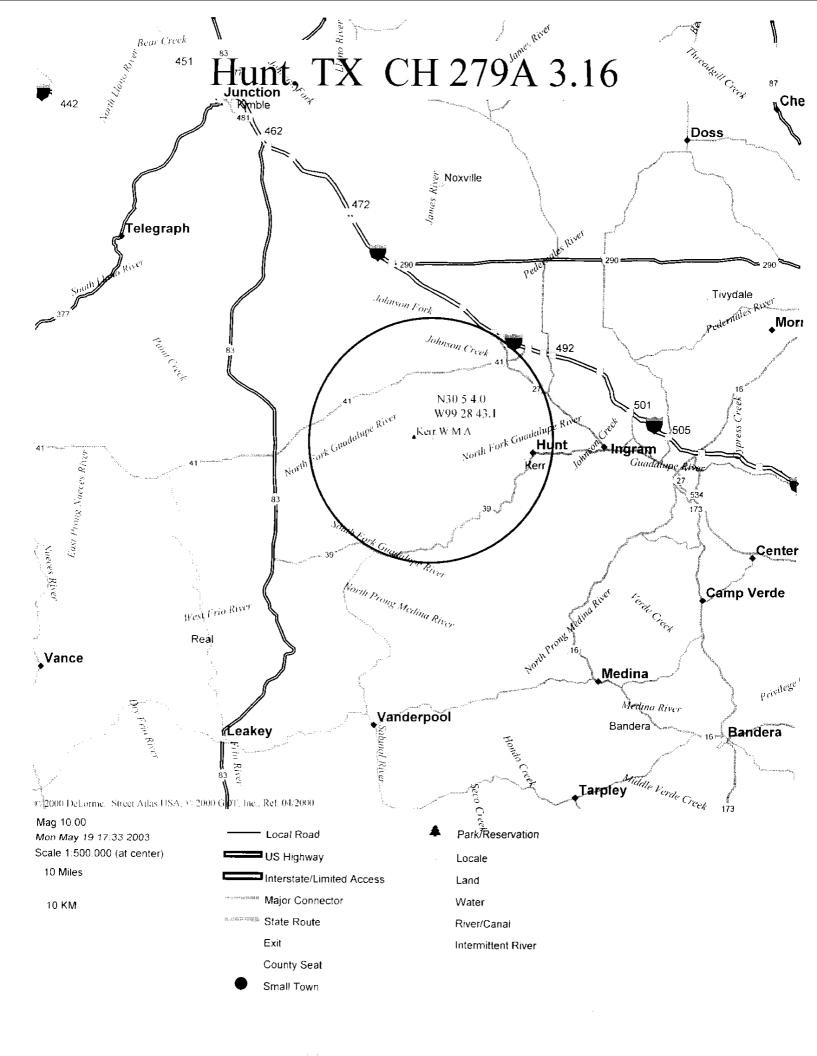
Attachment H

(Channel study for Channel 279A at Hunt, Texas)

FM PROSP^{+M+}LOCATE STUDY CH 279 A 103.7 MHz Study



Call	СН#	Туре	Location		D-KM	Azi	FCC	Margin
KEYIFM	278C*	LIC	San Marcos	TX	154.16	91.2	165.0	-10.84
ALLO.	280C		Ciudad Acuna	CI	163.76	239.3	161.0	2.76
RADD	277C3	ADD	Junction	TX	45.11	317.0	42.0	3.11
KEEP	276A	LIC N	l Bandera	ΤX	45.22	124.1	31.0	14.22
ALLO.R	281C2	RSV	Mason	TΧ	77.40	17.8	55.0	22.40
KBLT.C	282A	CP 1	l Leakey	TX	54.26	216.8	31.0	23.26
KBLT	282A	LIC N	l Leakey	ΤX	54.26	216.8	31.0	23.26
ALLO.V	226A	VAC	heakey	TX	48.11	214.8	10.0	38.11
ALLO.V	278A	VAC	La Pryor	Τ'X	131.29	199.7	72.0	59.29



CERTIFICATE OF SERVICE

I, Charles Crawford, hereby certify that on this 22nd day of May, 2003, I caused copies of the foregoing "Petition for Rule Making for Boerne, Texas" to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12⁽¹⁾ Street Lobby-TW-A325
Washington, D.C. 20554

Gene Bechtel, Esq.
Law Offices of Gene Bechtel, P.C.
1050 17th Street, N.W., Suite 600
Washington, D.C. 20036-5517
(Counsel for Petitioner)

CXR Holdings, Inc. Station KCJZ 3993 Howard Hughes Parkway Suite 250 Las Vegas, NV 89109

CXR Holdings, Inc. Station KCYY 3993 Howard Hughes Parkway Suite 250 Las Vegas, NV 89109

Sinclair Telecable, Inc. Station KEYI 8309 North 1H 35 Austin, TX 78753